

**TERMINAL DISCLAIMER TO OBVIATE A
PROVISIONAL DOUBLE PATENTING REJECTION
OVER PENDING APPLICATIONS**

Attorney Docket Number:
10168-7081.19

In re Application of: Frederick Wilkins, et al.
Application No. 10/712,162
Filed: November 13, 2003
For: WATER TREATMENT SYSTEM AND METHOD

The owner, SIEMENS WATER TECHNOLOGIES CORP., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending Application Number 10/712,674, as such term is defined in 35 U.S.C. §154 to §156 and §173, and as the term of any patent granted on said applications may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending applications. The owner hereby agrees that any patent so granted on the instant applications shall be enforceable only for and during such period that it and any patent granted on the applications are commonly owned. This agreement runs with any patent granted on the instant applications and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant applications that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of any patent granted on said applications, as the term of any patent granted on said applications may be shortened by any terminal disclaimer file prior to the grant of any patent on the pending applications, in the event that any such patent granted on the pending applications expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer file prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.

/elias domingo/

September 28, 2007

Signature

Date

Elias Domingo, Reg. No. 52,827

Typed or Printed Name